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BEFORE THE
PUBLIC SERVICE COMMISSION OF WISCONSIN

Application of Wisconsin Power and Light Company and Wisconsin Electric Power Company for a Certificate of Authority to Install a Selective Catalytic Reduction System for Nitrogen Oxide Removal on Unit 5 at the Edgewater Generating Station, Sheboygan County, Wisconsin

5-CE-137

NOTICE OF HEARING

Hearing Date: Tuesday, January 19, 2010 – 9:30 a.m.

Hearing Location: Public Service Commission, 610 North Whitney Way,
Madison, WI (Amnicon Falls Hearing Room - 1st Floor)

This docket uses the Electronic Regulatory Filing (ERF) system.

NOTICE IS GIVEN that the Public Service Commission of Wisconsin will hold a hearing on Tuesday, January 19, 2010, at 9:30 a.m. in the Amnicon Falls Hearing Room at the Public Service Commission Building, 610 North Whitney Way, Madison, Wisconsin. The Commission shall receive testimony from members of the public at the beginning of the hearing and at other convenient times during the hearing. The presiding Administrative Law Judge may allot additional time to receive evidence, if necessary.

The subject matter of the hearing is the Joint Application of Wisconsin Power and Light Company and Wisconsin Electric Power Company for authority under Wis. Stat. § 196.49 and Wis. Admin. Code § PSC 112 to construct, own, and operate a selective catalytic reduction system for control of nitrogen oxides on Unit 5 at the Edgewater Generating Station located in Sheboygan County, Wisconsin. The Commission has authority and jurisdiction to hold the hearing pursuant to Wis. Stat. § 196.02(7). All documents in this docket are filed on the Commission's Electronic Regulatory Filing system and available at the Commission's website at <http://psc.wi.gov>, by entering "05-CE-137" in the "LINK DIRECTLY TO A CASE" box and selecting "GO".

The issues for hearing are:

- Should the Commission grant a Certificate of Authority for the project, pursuant to Wis. Stat. §§ 1.12, 196.025 and 196.49, and Wis. Admin. Code ch. PSC 112?
- Has the Commission's review of the project complied with Wis. Stat. § 1.11 and Wis. Admin. Code ch. PSC 4?

A person may testify at a hearing without becoming a party. A person may testify in one of the following ways:

- Written comment offered at the public session.
- Oral comment offered at the public session and transcribed for the record.
- Written comment offered *via* the Commission's ERF system by Tuesday, January 12, 2010, at 11:59 p.m.

Access to the electronic form used to file comments electronically is reached from the Commission's web page, <http://psc.wi.gov>, by clicking the button labeled "PUBLIC COMMENTS" (or by entering the web address <http://psc.wi.gov/apps/dockets/comment.aspx>), then selecting this docket from a list on the web page that appears.

- Written comment offered by fax, by Tuesday, January 12, 2010, at 11:59 p.m.

All written comments submitted by fax shall include the phrase "Docket 05-CE-137 Comments" in the heading and be faxed to (608) 266-3957.

- Written comment offered by mail, by Tuesday, January 12, 2010, at 11:59 p.m.

All written comments submitted by mail shall include the phrase "Docket 05-CE-137 Comments" in the heading, and shall be addressed to:

Docket 05-CE-137 Comments
Public Service Commission of Wisconsin
P.O. Box 7854
Madison, WI 53707-7854

Testimony from members of the public shall be limited to personal knowledge or personal opinion. Documents offered to supplement such testimony shall be used to show the basis of an opinion, not for proof of the matter asserted. Parties may object to an offer of evidence from a member of the public. The Commission may post material submitted by members of the public on the Commission's website as an open public record.

This is a Type III action under Wis. Admin. Code § PSC 4.10(3). The Commission will review the potential environmental effects of the project. Type III actions normally do not require the preparation of an environmental impact statement under Wis. Stat. § 1.11 or an environmental assessment.

The Public Service Commission Building is accessible to people in wheelchairs through the Whitney Way first floor (lobby) entrance. Parking for people with disabilities is available on the south side of the building.

The Commission does not discriminate on the basis of disability in the provision of programs, services, or employment. Any person with a disability who needs accommodations to participate in this proceeding or who needs to obtain this document in a different format should contact the docket coordinator listed below.

5-CE-137

Questions regarding this matter may be directed to docket coordinator Jim Lepinski at (608) 266-0478 or jim.lepinski@psc.state.wi.us.

August 20, 2009

A handwritten signature in black ink, appearing to read "Michael E. Newmark", written in a cursive style.

Michael E. Newmark
Administrative Law Judge

MEN:JAL:jlt:g:\notice\pending\5-CE-137 NOH